

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF NORTH CAROLINA  
WESTERN DIVISION

ADAN LOPEZ, FRANCISCO MENDEZ, EZEQUIEL )	
ABURTO-HERNANDEZ, ELENA RAFAEL-PERALTA, )	
JOSÉ PABLO SANDOVAL-MONTALVO, JOSÉ )	
JIMENEZ-OLIVAREZ, ALEJANDRO MARTINEZ-MENDEZ, )	
FRANCISCO PALACIOS-HERNANDEZ, HUMBERTO DE )	
LA LUZ ARMENTA, and ISAIAS ESPINOSA-VAZQUEZ, )	
on behalf of themselves and other similarly situated persons, )	
	)
Plaintiff,	) COLLECTIVE ACTION
	) § 216(b)
v.	) CLASS ACTION
	)
HAM FARMS, LLC f/k/a HAM FARMS, INC., HAM )	Civil Action No.:
PRODUCE, LLC f/k/a HAM PRODUCE COMPANY, INC., )	5:17-CV-00329-D
ISMAEL PACHECO, PACHECO CONTRACTORS, INC., )	
HUGO MARTINEZ, GUTIERREZ HARVESTING, LLC, )	
ROBERTO TORRES-LOPEZ, 5 G HARVESTING, LLC, )	
RODRIGO GUTIERREZ-TAPIA, SR., CIRILA GARCIA- )	
PINEDA, BLADIMIR MORENO, and LOS VILLATOROS )	
HARVESTING, LLC, )	
	)
Defendants.	)
	)

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**JOINT MOTION FOR APPROVAL OF**  
**SETTLEMENT AGREEMENT ON FEES AND COSTS**  
**AND CY PRES RECIPIENT**

Pursuant to Federal Rule of Civil Procedure 23 and 29 U.S.C. § 216(b), and based on the accompanying Memorandum in Support of this Motion, the Parties respectfully move this Court, consistent with the Parties' Settlement Agreement and Mutual Release, ECF No. 122-1, and the Parties' Settlement Agreement on Attorneys' Fees and Costs, filed concurrently with this Motion, to grant final approval of the payment of fees and costs to undersigned Plaintiff Class Counsel, and of approval of the *cy pres* recipient of unclaimed settlement funds.

A proposed Order is submitted herewith.

Dated: February 8, 2022

Respectfully submitted,

/s/ R. Daniel Boyce

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/s/Martha A Geer

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*Counsel for all Plaintiffs*

**CERTIFICATE OF SERVICE**

I hereby certify that on February 8, 2022, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system which will send notification of such filing to all counsel in this case.

Dated: February 8, 2022

Respectfully submitted,

*/s/ Brian Corman*  
Brian Corman